

September 26, 2017

The regular meeting of the Council of the City of Martinsville, Virginia was held on September 26, 2017 in Council Chambers, Municipal Building, at 7:30 PM with Mayor Gene Teague presiding. Council Members present included Gene Teague, Chad Martin, Jennifer Bowles, Sharon Hodge and Kathy Lawson. Staff present included City Manager Leon Towarnicki, Assistant City Manager Wayne Knox, City Attorney Eric Monday, Finance Director Linda Conover, Water Resources Director Andy Lash, Electric Department Director Durwin Joyce and Deputy Police Chief Rob Fincher.

Mayor Teague called the meeting to order and advised Council would go into Closed Session beginning at 6:30 PM. In accordance with section 2.1-344 (A) Code of Virginia (1950, and as amended) and upon a motion by Council Member Lawson, seconded by Council Member Hodge with a 4-0 vote (Council Member Bowles arrived following the vote at approximately 6:40pm), Council convened in Closed Session to discuss the following matters: (A) appointments to boards and commissions as authorized by Subsection 1, (B) discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expending it's facility in the community, as authorized by Subsection 5, and (C) Consultation with legal counsel and briefings by staff members, attorneys or consultants pertaining to actual or probable litigation, or other specific legal matters requiring the provision of legal advice by such counsel, as authorized by Subsection 7. Council returned to regular session at 7:30pm. Mayor Teague noted that Closed Session was in recess and would resume after the meeting.

Vice Mayor Martin made a motion to appoint Carol Kendrick to the Henry County-Martinsville Joint Social Services Board for an unexpired 4-year term ending May 31, 2018. The Motion was seconded by Council Member Bowles with all Council Members voting in favor.

Following the invocation by Vice Mayor Martin and Pledge to the American Flag, Teague welcomed everyone to the meeting.

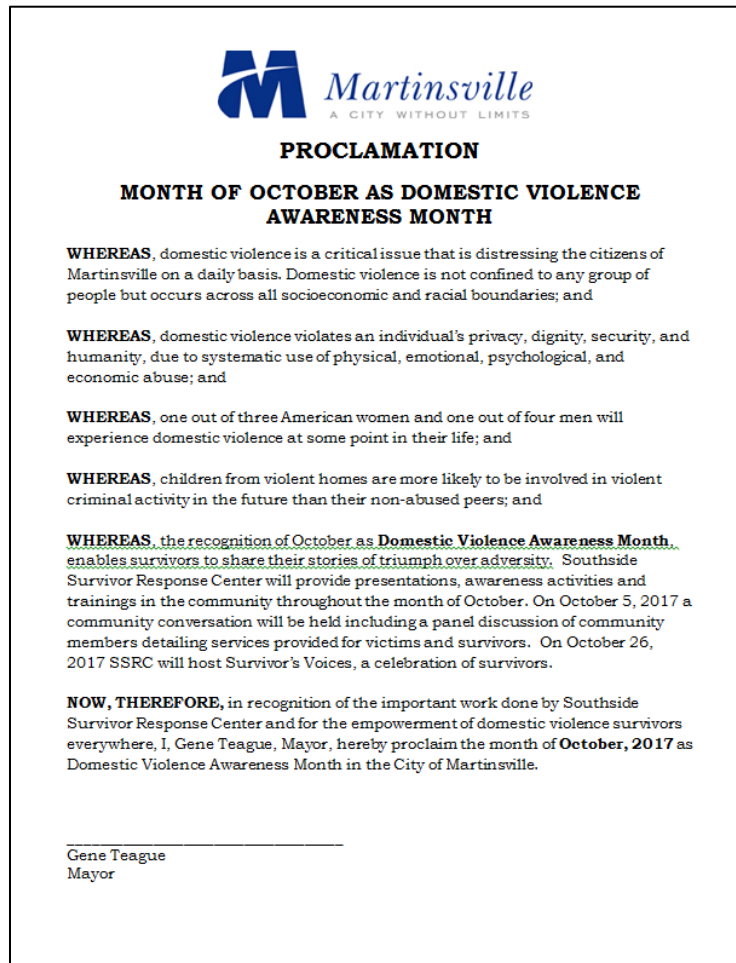
Consider approval of minutes of the September 5, 2017 Work Session and September 12, 2017 Council Meeting - Council Member Lawson made a motion to approve the minutes as presented; Council Member Bowles seconded the motion with all Council Members voting in favor.

Hear an overview of the September 25, 2017 Druid Hills/Uptown area neighborhood tour and meeting – City Manager Towarnicki summarized the neighborhood tour and meeting including the properties visited and the property maintenance report.

Presentation of proclamation recognizing October, 2017 as Domestic Violence Awareness Month – Vice Mayor Martin read the proclamation and Council presented it to representatives

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from the Southside Survivor's Response Center who were in attendance. Representatives thanked Council for their continued support.



Hear a staff update on operations of the City's Electric and Water Resources Departments covering the 6 month period from January, 2017 through June, 2017 – Andy Lash, Water Resources Director and Durwin Joyce, Electric Department Director updated Council on revenue and expenditures, new equipment, ongoing projects and more. Lash confirmed that the new water meters are working well. City Manager Towarnicki explained that there were over 100 calls made alerting customers of a potential water leak because of notification through the new meter system and that a system for customers to view water or electric usage during the month could be an option in the future. Council had discussions on solar options and market power rates. Council discussed the accuracy of the electric meters and how that has affected revenue and cost effectiveness of the project. Mayor Teague asked of the 24 power outages, could Joyce provide them a timeline on how long it took power to be restored for each outage. Towarnicki said beginning January 2018 the City has contracted with Faneuil to handle after-hours calls.

# City of Martinsville Utilities FY 2017 Report

## Water/Wastewater Summary

- Production:
  - Average flow at the Sewage Treatment Plant was 5.014 MGD for the second half of FY'17
  - Water production was 2.078 MGD for the same period

## Revenue/Expenditures

Total Water Revenue = \$3,589,134

Total Water Expense = \$1,968,471

Net Revenue = \$1,620,663

Total WW Revenue = \$4,289,950

Total WW Expense = \$3,261,301

Net Revenue = \$1,028,649

(all subject to final audit)

## Spruce Street Extension Water Line Project



## New Slope Mower In Use At Reservoir



## Projects Completed

- 300 ft. water line on Amy
- 400 ft. of water line on Adele.
- 300 ft. of water line on Dupont.
- 2000 ft of water line Spruce Street Ext.
- 250 ft. of sewer on Hairston.
- 550 ft. of water on Valleydale
- 3500 ft. of fiber conduit
- Finished rebuilding filters at water plant
- Painted steel tank at Bethel Lane
- Painted the two primary tanks at Wastewater Plant



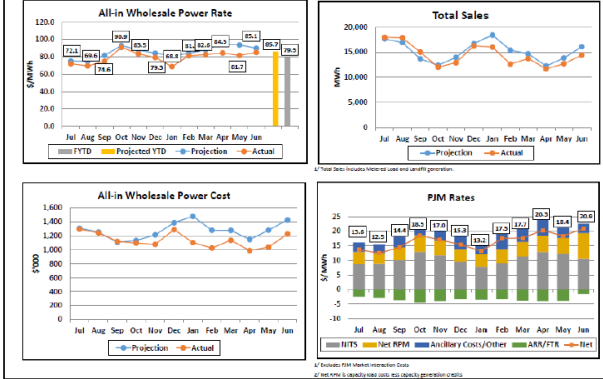
## Electric Summary FY 17

- Actual Power Needs = 180,506 MWh
- FY17 Projected Needs = 182,136 MWh
- Difference between projected and actual = 1630 MWh
- FY17 Projected Cost of PP= \$80.92 MWh
- FY17 Average Cost of PP = \$79.48 MWh
- Difference between projected and actual = \$1.44 MWh

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### Martinsville Utilities

2016-2017 Fiscal Year-to-Date Wholesale Power Summary



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## Revenue/Expenditures

Total Revenue = \$18,728,692\*

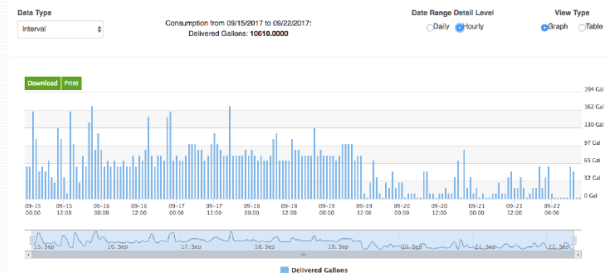
Total Expense = \$17,254,982\*

Net Revenue = \$1,473,710\*

\*Subject to Final Audit

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## Leak Detection with New AMI



133 contacts with residence by call, door hanger or visit.

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## Projects

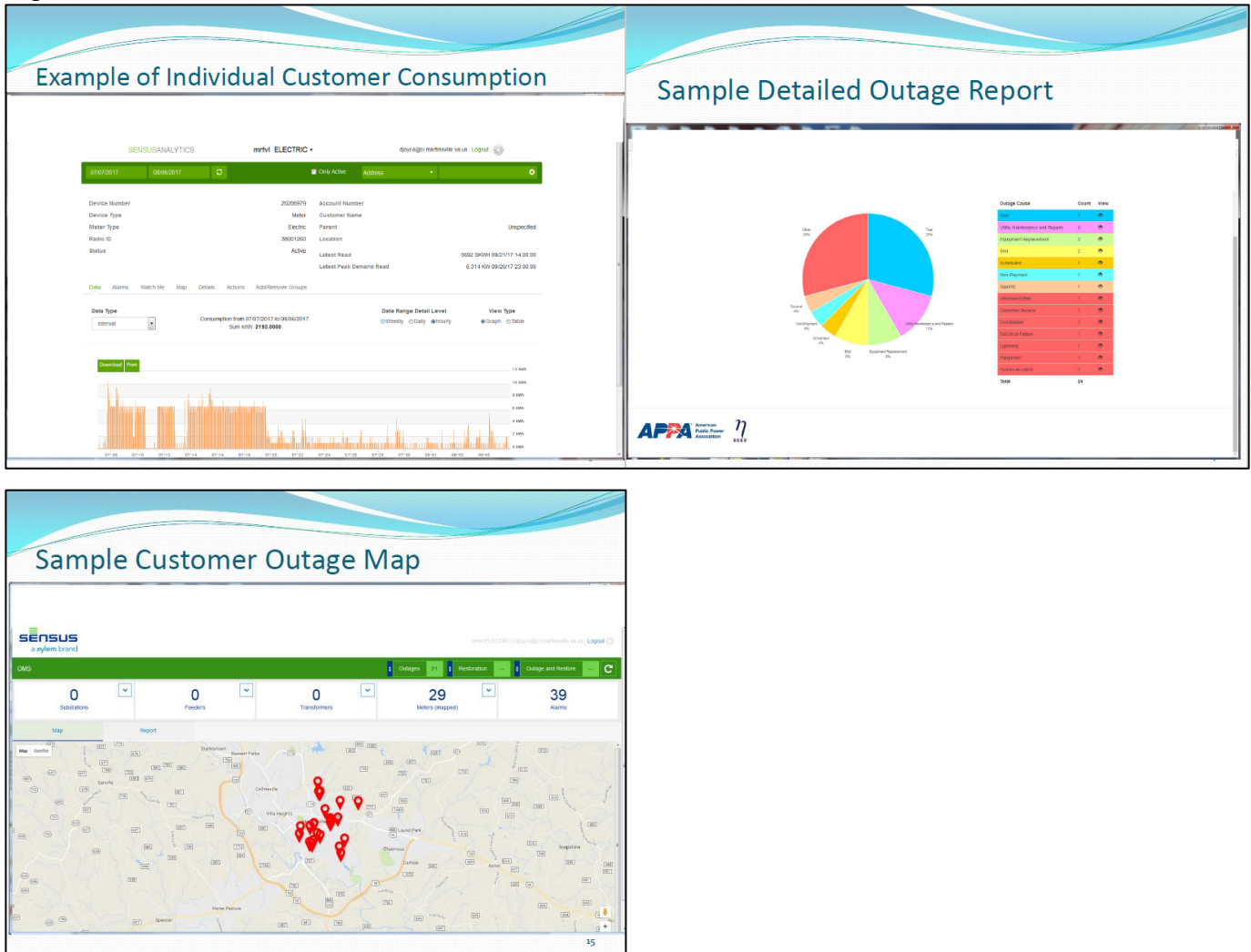
- Pole Maintenance- Pole maintenance performed annually – 72 poles replaced
- Generator #1 Repairs
- Preliminary work at substations for SCADA upgrade
- AMI infrastructure – 7917 Electric meters active, 310 commercial meters to be installed for completion
- Working with SENSUS to develop Outage Management Map
- Work order system for both Electric and Utility Billing

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## Generator 1 at Hydro Plant Under Repair



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Consider approval on second reading, amendments to Chapter 5, “Animals and Fowl”, of the Martinsville City Code – City Attorney Monday explained due to discussions with Officer Stone as well as employees of the local SPCA, some changes were made to the Ordinance. Monday summarized those changes for Council. Mayor Teague invited representatives from the SPCA to voice their concerns and suggestions related to the ordinance. Animal Control Officer E.C. Stone was also present to answer questions on the proposed changes. Glen Powell voiced concerns about doghouses and heat, comparing the doghouse to a sweatbox in extreme heat and requested specific language of the ordinance be adjusted. Patrick Wright questioned why anyone would use a large chain on a dog. Council Member Bowles made a motion to approve the ordinance as amended with changes discussed during the meeting. Council Member Hodge seconded the motion with the following roll call vote: Martin, aye; Bowles, aye; Lawson, aye; Hodge, aye; and Teague, aye.

CITY OF MARTINSVILLE, VIRGINIA

ORDINANCE NO. 2017-3

BE IT ORDAINED by the Council of the City of Martinsville, Virginia, in Regular Session held on September 26, 2017, that Sections 5-37 and 5-39 of the Code of the City of Martinsville, be, and hereby are, amended to read as follows:

Sec. 5-37. - Limitation of dogs.

No person, family or other group of persons occupying the same premises shall keep more than four (4) dogs upon said premises, whether said premises shall consist of only one lot or parcel of land, or of two (2) or more adjoining lots or parcels of land in the city, provided that any such ~~any~~ person, family or other group of persons occupying the same premises may keep more than four (4), but not more than six (6) dogs, upon said premises, if the dogs are kept entirely within an enclosed building between the hours of 10:00 p.m. and 7:00 a.m. and if said enclosed building is located at least fifty (50) feet away from any other person's residence at all times. ~~In the event the foregoing requirements of are unable to be met, no more than four (4) dogs may be kept. Any person violating the provisions of this section shall be guilty of a Class 4 misdemeanor.~~

Sec. 5-39. - Adequate space for animals; time restriction on tethering companion animals.

(a) It shall be unlawful to fail to provide any animal with a adequate space. "Adequate space" means ~~sufficient~~ space ~~which reasonably appears to be sufficient~~ to allow each animal to (i) easily stand, sit, lie, turn about, and make all other normal body movements in a comfortable, normal position for the animal and (ii) interact safely with other animals in the enclosure.

(b) When a companion animal is tethered, "a adequate space" means a tether that permits the above actions and is appropriate to the age and size of the companion animal. The tether must be attached to the companion animal by a properly applied collar, halter, or harness configured so as to protect the companion animal from injury and prevent the companion animal or the tether from becoming entangled with other objects or animals, or from extending over an object or edge that could result in the strangulation or injury of the companion animal. Furthermore, the tether must be at least three (3) times the length of the companion animal, as measured from the tip of its nose to the base of its tail, except when the companion animal is being walked on a leash or is attached by a tether to a lead line. When freedom of movement would endanger the companion animal, temporarily and appropriately restricting movement of the companion animal according to ~~professionally accepted standards~~ ~~the professional opinion of the Animal Control Officer~~ is considered to be provision of a adequate space.

(c) It shall be unlawful for any person to tether a companion animal:

- (1) When the outside temperature is equal to or less than 32 degrees Fahrenheit or greater than 85-90 degrees Fahrenheit, ~~or during weather which, in the professional opinion of the Animal Control Officer, constitutes a threat to the animal's safety~~, unless shelter is provided; or
- (2) In a manner ~~which reasonably appears to be such~~ as to cause injury, strangulation or entanglement of the dog on fences, trees, or other manmade or natural obstacles; or
- (3) To a ~~any~~ fixed-point; ~~located outside of any structure from 10 p.m. to 7 a.m.~~; or
- (4) That is ~~reasonably appears to be~~ under four (4) months of age; or
- (5) ~~That is reasonably appears to be~~ sick or injured; or
- (6) For more than four (4) hours, in any twenty-four-hour period.

(d) ~~The professional opinion delivered under oath of any law enforcement officer shall be presumed to satisfy the phrase "reasonably appears to be" as used in this section, and to establish compliance with subsection (b), unless rebutted by clear and convincing evidence to the contrary.~~

(e) Any person violating the provisions of this section shall be guilty of a Class 4 misdemeanor. Any second offense shall constitute a Class 3 misdemeanor. Any subsequent offense thereafter shall constitute a Class 3 misdemeanor and the Animal Control Officer shall be authorized to confiscate the animal pending adjudication upon charging a violation of this section, said animal to be forfeited in the event of conviction.

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Attest:

Karen Roberts, Clerk of Council

Date Adopted

Date Effective

Consider approval of consent agenda – Council Member Bowles made a motion to approve the consent agenda as presented; Council Member Lawson seconded the motion. City Manager Towarnicki explained that once the final audit is complete the school board would have access to additional funds for capital as requested and approved at a previous work session. All Council voted in favor.

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RE-APPROPRIATIONS FY17 TO FY18					
DEPARTMENTAL REQUESTS					
ORG CODE	OBJECT	DEPARTMENT	ACCOUNT DESCRIPTION	DEBIT	CREDIT
<b>GENERAL FUND</b>					
01103938	462101		Contribution From Fund Balance		\$ 1,163,620
01122022	502815	Employee Services/Dev/Recog	Wellness	\$ 5,000	
01212072	506104	General District Court	Non-capital Equipment	\$ 4,600	
01217078	506047	Sheriff - Courts	Project Life Saver	\$ 8,644	
01217078	506138	Sheriff - Courts	M/C Equip/Maint	\$ 4,229	
01221082	506105	Commonwealth's Attorney	State - Confiscated Assets	\$ 4,309	
01221082	506079	Commonwealth's Attorney	Federal - Confiscated Assets	\$ 2,346	
01221082	506118	Commonwealth's Attorney	Local - Confiscated Assets	\$ 715	
01311085	506078	Police	State - Confiscated Assets	\$ 17,641	
01311085	506079	Police	Federal - Confiscated Assets	\$ 92,146	
01311085	506118	Police	Local - Confiscated Assets	\$ 41	
01321102	506110	Fire	Fire Programs	\$ 70,683	
01321102	506007	Fire	Bldg Repair & Maintenance	\$ 5,000	
01321102	506130	Fire	Maintenance for Burn Building	\$ 7,057	
01322105	506114	EMS	Four for Life	\$ 577	
01331108	506104	Sheriff - Corrections	Non-capital Equipment	\$ 4,894	
01331110	506104	Sheriff - Annex	Non-capital Equipment	\$ 3,000	
01341135	506300	Inspections	Demolition	\$ 4,585	
01413145	503191	Street Maintenance	Prof.Service-Contractors	\$ 63,165	
01413145	503185	Street Maintenance	Prof.Service-Street Resurfacing	\$ 440,521	
01420152	508220	VDOT Reserve	Physical Plant Expansion	\$ 371,107	
01812242	503600	Misc Exp	Grant Program-Misc Business Dev	\$ 44,560	
01812242	506014	Misc Exp	Signage	\$ 8,800	
<b>REFUSE FUND</b>					
09103938	462101		Contribution From Fund Balance		\$ 32,861
09425302	503140	Landfill	Prof. Service - Engineering	\$ 32,861	
<b>TELECOMMUNICATIONS FUND</b>					
11103938	462101		Contribution From Fund Balance		\$ 22,000
11315308	508205	Telecommunications	Motor Vehicles/Equipment	\$ 22,000	
<b>SEWER FUND</b>					
13103938	462101		Contribution From Fund Balance		\$ 200,000
13550325	508201	Wastewater Plant	Machinery & Equipment	\$ 200,000	
<b>ELECTRIC FUND</b>					
14103938	462101		Contribution From Fund Balance		\$ 334,128
14563338	503212	Electric Maintenance	Uptown Lighting/Decorations	\$ 3,273	
14563338	508220	Electric Maintenance	Substation Maintenance	\$ 8,440	
14563338	508223	Electric Maintenance	AMI Project - Physical Plant Exp	\$ 39,415	
14561336	508220	Electric Generation	Physical Plant Expansion	\$ 33,000	
14563338	508236	Electric Maintenance	SCADA System	\$ 150,000	
14564339	508220	Electric Construction	Physical Plant Expansion	\$ 100,000	
<b>CAPITAL RESERVE FUND</b>					
16103938	462101		Contribution From Fund Balance		\$ 319,576
16572362	508110	Tools/Equip	Street Maintenance	\$ 15,800	
16575365	508105	Vehicles	Public Works	\$ 39,000	
16576366	508035	Computer Software/Hardware	Commissioner of Revenue	\$ 28,565	
16576366	508055	Computer Software/Hardware	Information Services	\$ 61,561	
16577367	508085	Physical Plant Expansion	Sheriff - Jail	\$ 155,850	
16577367	508140	Physical Plant Expansion	City Hall	\$ 5,500	
16577367	508181	Physical Plant Expansion	WPBDC Building	\$ 13,300	
<b>CDBG FUND</b>					
47103938	462101		Contribution From Fund Balance		\$ 17,481
47835526	505371	Northside Program Income	Acquisition	\$ 1,918	
47825516	503195	Moss/Barton Program Income	Construction	\$ 1,032	
47826516	503195	RPTThomas Program Income	Construction	\$ 4,951	
47827516	503195	Cherry St Program Income	Construction	\$ 9,580	
<b>TOTAL CITY FUNDS:</b>					<b>\$2,089,666</b>



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SCHOOL FUNDS					
18100938	410510		Ops/Contrib from Fund Balance	\$	634,794
71001300	561120	High School	Instructional S&W	\$	14,729
71001300	562100	High School	Social Security	\$	913
71001300	562150	High School	Medicare	\$	214
81621310	565503	Harvest - Elementary	Travel	\$	10,172
81631310	565503	Harvest - Secondary	Travel	\$	10,171
81021310	566020	Elementary Instr Support Staff	Textbooks & Workbooks	\$	53,078
81031310	566020	Secondary Instr Support Staff	Textbooks & Workbooks	\$	53,078
11001100	561120	AH Regular Instruction	Instructional S&W	\$	134,728
80003250	568100	Vehicle Ops - Division-wide	Capital Outlay - Replacement	\$	159,669
61001100	561620	MSS Classroom Instruction	Supplemental S & W	\$	14,000
61001100	562100	MSS Classroom Instruction	Social Security	\$	868
61001100	562150	MSS Classroom Instruction	Medicare	\$	203
61001100	562700	MSS Classroom Instruction	Worker's Compensation	\$	39
71001100	561620	HS Classroom Instruction	Supplemental S & W	\$	22,000
71001100	562100	HS Classroom Instruction	Social Security	\$	1,364
71001100	562150	HS Classroom Instruction	Medicare	\$	319
40004200	561180	PH Building Services	Laborer S & W	\$	5,483
40004200	562100	PH Building Services	Social Security	\$	340
40004200	562150	PH Building Services	Medicare	\$	80
40004200	562215	PH Building Services	Retirement Payments	\$	5,215
40004200	562300	PH Building Services	Group Medical Insurance	\$	5,087
40004200	562400	PH Building Services	State Life Insurance	\$	247
40004200	562520	PH Building Services	Long-term Disability Insurance	\$	35
40004200	562700	PH Building Services	Worker's Compensation	\$	139
72201100	563000	HS Alternative Ed	Purchased Services	\$	12,000
10004200	565110	AH Building	Electical Services	\$	5,000
20004200	565110	CV Building	Electical Services	\$	2,500
70004200	565110	HS Building	Electical Services	\$	12,500
11001100	561120	AH Regular Classroom Instruction	Instructional S&W	\$	42,888
11001100	561151	AH Regular Classroom Instruction	Instructional Aides S & W	\$	16,071
11001100	562100	AH Regular Classroom Instruction	Social Security	\$	3,655
11001100	562150	AH Regular Classroom Instruction	Medicare	\$	855
11001100	562220	AH Regular Classroom Instruction	Retirement Payments	\$	9,622
11001100	562300	AH Regular Classroom Instruction	Group Medical Insurance	\$	10,173
11001100	562400	AH Regular Classroom Instruction	State Life Insurance	\$	773
11001100	562521	AH Regular Classroom Instruction	Comparable VLDP Prof Rate	\$	183
11001100	562700	AH Regular Classroom Instruction	Worker's Compensation	\$	165
11001100	562750	AH Regular Classroom Instruction	RHCC	\$	725
41001100	561151	PH Classroom Instruction	Instructional Aides S & W	\$	16,071
41001100	562100	PH Classroom Instruction	Social Security	\$	997
41001100	562150	PH Classroom Instruction	Medicare	\$	233
41001100	562220	PH Classroom Instruction	Retirement Payments	\$	2,623
41001100	562300	PH Classroom Instruction	Group Medical Insurance	\$	5,086
41001100	562400	PH Classroom Instruction	State Life Insurance	\$	210
41001100	562521	PH Classroom Instruction	Comparable VLDP Prof Rate	\$	50
41001100	562700	PH Classroom Instruction	Worker's Compensation	\$	45
41001100	562750	PH Classroom Instruction	RHCC	\$	198
TOTAL SCHOOL FUNDS:				\$	634,794
TOTAL RE-APPROPRIATIONS FROM FY17 TO FY18				\$	2,724,460

Business from the Floor – no one approached the podium

Comments by Members of City Council – Council Member Hodge thanked Council for accommodating her work schedule and allowing her to participate in the meetings electronically. Council Member Lawson shared upcoming events including the Martinsville High School Marching Band Fundraiser, Grace Presbyterian Church Community Day, Martinsville OctoberFest and Hazardous Waste Day. Council Member Bowles offered prayers to Tony Davis's family and congratulated Tonya Jones of the School Board who was awarded Assistant Principal of the Year in Rockingham County. Bowles talked about the Go Virginia program explaining the biggest issue across all regions is workforce preparation and education. She congratulated Martinsville Speedway for their first race under the lights. Bowles also shared information on the Lobster Fest sponsored by the Rotary Club. Vice Mayor Martin said Mount Sinai is offering an Elections Matter conference and a candidates forum.



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Mayor Teague said all Council Members and City Manager Towarnicki would be attending the VML Annual Conference next week.

Comments by City Manager – City Manager Towarnicki thanked Council for recognizing Tony Davis and his family after the tragic accident earlier in the day and thanked the County for offering a moment of silence in Davis's memory. Towarnicki recognized Leonard Gilbert, a long-term retired Public Works employee who passed away recently as well as Frank Frazier, a former DuPont Manager who served on numerous City Boards.

City Attorney Monday said he has been asked to speak at an upcoming VML seminar and is honored.

The regular meeting adjourned at approximately 9:15pm and Council returned to Closed Session.

At the conclusion of Closed Session, each returning member of Council certified that (1) only public business matters exempt from open meeting requirements were discussed in said Closed Session; and (2) only those business matters identified in the motion convening the Closed Session were heard, discussed, or considered during the Session. A motion was made by Council Member Lawson, seconded by Council Member Hodge, with all Council Members voting in agreement.

Council Member Bowles made a motion to appoint James Hyler to the School Board; Council Member Hodge seconded the motion and the motion failed to pass with a 2-3 vote: Bowles, aye; Hodge, aye; Teague, nay; Martin, nay; Lawson, nay. Council Member Lawson made a motion to appoint Andy Hall to the School Board for an unexpired 3-year term ending June 30, 2018; Vice Mayor Martin seconded the motion and the motion passed with all Council Members voting in favor.

There being no further business, Council Member Lawson made a motion to adjourn the meeting; the motion was seconded by Council Member Hodge with all Council Members voting in favor. The meeting adjourned at 11:10pm.

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Karen Roberts  
Clerk of Council

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Gene Teague  
Mayor